## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA BIG STONE GAP DIVISION

DANIEL M. BURKE,	)
Plaintiff,	) Case No. 2:17CV00026
V.	) ) ORDER
NANCY A. BERRYHILL, ACTING COMMISSIONER	) By: James P. Jones ) United States District Judge
OF SOCIAL SECURITY,	)
Defendant.	)

It appearing that no objections have been timely filed to the Report filed March 20, 2019, setting forth the findings and recommendations of the magistrate judge, it is **ORDERED** as follows:

- 1. The Report and its findings and recommendations are wholly ACCEPTED and APPROVED;
- 2. The Motion for Summary Judgment by the Acting Commissioner of Social Security is GRANTED;
  - 3. The Motion for Summary Judgment by the plaintiff is DENIED.
  - 4. A final judgment will be entered herewith.

ENTER: April 29, 2019

/s/ James P. Jones
United States District Judge